

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

BRIGIT BERTHOUD PROKIS,

Plaintiff,

v.

UNITED STATES OF AMERICA; BEEHIVE
TRUCKING CO. LLC, a foreign company;
US FREIGHT DELIVERY, LLC, a foreign
company; RAUAN DUISEBAYEV and JANE
DOE DUISEBAYEV, individually and the
marital community composed thereof,

Defendants.

Case No. 2:24-cv-00617-JHC

STIPULATED MOTION AND
ORDER FOR
EXTENSION OF EXPERT DISCLOSURE
DEADLINES

The parties hereby jointly STIPULATE AND AGREE to extend the expert disclosure deadlines set forth in the Court's January 23, 2025, Order Setting Trial Date and Related Dates (Dkt. 17), and the Federal Rules of Civil Procedures, as set forth below.

<u>Deadline</u>	<u>Current Deadline</u>	<u>Proposed New Deadline</u>
Disclosure of expert testimony under FRCP 26(a)(2)	July 14, 2025	July 28, 2025

Disclosure of rebuttal expert testimony	August 13, 2025 ¹	August 27, 2025
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No modification to the trial date or any other pre-trial deadlines is requested.

A court may modify a schedule for good cause. Fed. R. Civ. P. 16(b)(4). Continuing pretrial and trial dates is within the discretion of the trial judge. *King v. State of California*, 784 F.2d 910, 912 (9th Cir. 1986). The parties submit that good cause exists for extending these expert disclosure deadlines. The parties have been working diligently to complete discovery in this case, but due to scheduling and availability constraints, depositions of fact witnesses are still ongoing. For instance, Defendant United States subpoenaed Jason Travis, the driver of the vehicle in which Plaintiff was traveling at the time of the accident, to provide deposition testimony on June 18, 2025, but two days before his deposition, Mr. Travis notified Defendant that he would be unable to attend his deposition due to unforeseen personal circumstances. Because the parties' experts need time to review fact witnesses' deposition testimony and incorporate it into their analyses, it will be more efficient for expert witnesses to have access to this testimony before the disclosure deadline to avoid duplicative efforts based on new information. A short, two-week extension of the expert disclosure deadlines will allow the parties' experts to account for Mr. Travis's testimony in their reports in the first instance without disturbing the trial date or any other deadlines in the case schedule.

For the reasons set forth above, the parties believe that there is good cause to request an extension of the above-listed dates and respectfully request that the Court grant their motion.

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¹ The Court's scheduling order does not specify a deadline for rebuttal expert testimony, so the current deadline is calculated pursuant to Fed. R. Civ. P. 26(a)(2)(D)(ii).

1 DATED this 1st day of July, 2025.

2 Respectfully submitted,

3 TEAL LUTHY MILLER
4 Acting United States Attorney

5 s/ Sean M. Arenson

SEAN M. ARENSON, WSBA No. 60456

6 s/ Alixandria K. Morris

ALIXANDRIA K. MORRIS, TX No. 24095373

7 Assistant United States Attorneys

8 United States Attorney's Office

9 Western District of Washington

700 Stewart Street, Suite 5220

Seattle, Washington 98101-1271

10 Phone : 206-553-7970

11 Fax : 206-553-4073

Email : sean.arenson@usdoj.gov

Email : alixandria.morris@usdoj.gov

12 *Attorneys for United States of America*

13 I certify that this memorandum contains 359 words,
14 in compliance with the Local Civil Rules.

15 COLBURN LAW

16
17 s/ Greg Colburn

Greg Colburn, WSBA No. 41236

18 David Kell, WSBA No. 38969

22500 SE 64th Place, Suite 200

19 Issaquah, WA 98027

Phone: 206-919-3215

20 Email: greg@colburnlaw.com

Email: david@colburnlaw.com

21 *Attorneys for Plaintiff*

WIEBURG LAW OFFICES, PLLC



Brett M. Wieburg, WSBA No. 22353
3020 Issaquah Pine Lake Rd. SE #390
Sammamish, Washington 98075
Phone: 425-427-5925
Email: brett.wieburg@wieburglaw.com

*Attorney for Defendants Beehive Trucking Co., LLC,
US Freight Delivery, LLC, and Rauan and Jane Doe
Duissebayev*

ORDER

It is hereby ORDERED that the parties' motion is GRANTED. The new deadlines are as follows:

<u>Deadline</u>	
Disclosure of expert testimony under FRCP 26(a)(2)	July 28, 2025
Disclosure of rebuttal expert testimony	August 27, 2025

DATED this 1st day of July, 2025.



JOHN H. CHUN
United States District Judge